THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO: 28073 of 2005

Dated: 03-04-2006

Between:

Kothapalli Swami

..... PETITIONER

AND

The Additional Agent to Government &
Project Office, I.T.D.A.,
Bhadrachalam, Khammam District and
four others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

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O R D E R:

Admittedly, against the order of eviction dated 19-04-2005 passed by the second respondent-Special Deputy Collector, Bhadrachalam under the provisions of A.P. Scheduled Areas Land Transfer Regulation 1/1959 as amended by Regulation 1/1970, an appeal has been preferred before the first respondent, which is still pending.

The only grievance of the petitioner is that pending the appeal, the first respondent-Appellate Authority failed to consider his request for grant of stay of operation of the order of eviction dated 19-04-2005 and in the meanwhile steps are being taken to takeover the possession of the land in his occupation. Hence, this writ petition.

This Court, while ordering notice, by order dated 30-12-2005, directed that *status quo* obtaining as on that day shall be maintained.

Having heard the learned counsel for both the parties and having regard to the fact that the statutory appeal is pending, I am of the opinion that it would be appropriate to protect the possession of the petitioner till the disposal of the statutory appeal.

Accordingly, the writ petition is disposed of with a direction

to the first respondent to dispose of the appeal pending on its file, if not already disposed of, as expeditiously as possible, preferably within a period of three months from the date of receipt of a copy of this order. Till such time, the order of *status quo* dated 30-12-2005 shall continue.

No costs.

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G. ROHINI, J

Dated: 03-04-2006

klp